

**Lewis County Fiscal Court  
Special Called Meeting  
May 31, 2012**

AT A SPECIAL CALLED MEETING OF THE LEWIS COUNTY FISCAL COURT, HELD AT THE COURTHOUSE IN VANCEBURG, KENTUCKY ON MAY 31, 2012 AT 6:00 P.M. WITH THE HONORABLE THOMAS MASSIE PRESIDING AND WITH THE FOLLOWING MAGISTRATES IN ATTENDANCE: ESQ. JOE BENTLEY, ESQ. MILT STANFIELD, AND ESQ. PAUL B. SWEARINGEN.

Johnny Bivens, Lewis County Sheriff, called the meeting to order.

Milt Stanfield offered a prayer.

The Pledge of Allegiance was led by Judge Thomas Massie.

The roll was called with Magistrate Milt Stanfield, Magistrate Joe Bentley and Magistrate Paul Bruce Swearingen being present.

**Business:**

On motion made by Judge Massie and seconded by Magistrate Joe Bentley with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes, approving **Thomas Bertram** as Clerk of the meeting in the absence of Angie Jordan.

On motion made by Judge Massie and Seconded by Magistrate Joe Bentley with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes, the 1<sup>st</sup> Reading of the **Budget Ordinance of Fiscal Year 2012** was approved.

Estimates were received and opened for the **roof replacement** of the 911 Center. One of the estimates exceeded the procurement code limit, exceeding \$20,000.00. The bids received were rejected and approval was granted for bid specifications to be prepared and an advertisement of bids sought. Motion by Judge Massie, seconded by Paul Bruce Swearingen, with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes.

On motion by Judge Massie, seconded by Joe Bentley with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes, it was approved that the County pay \$1,000.00 toward insurance for the **Vanceburg-Lewis County Industrial Authority**.

On motion made by Judge Massie, seconded by Paul Bruce Swearingen with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes, it was approved that the paved portion of **Flinders Lane** leading up to and including Flinders Lane Bridge be adopted into the County Road System and that the County Surveyor survey the portion to be adopted.

A motion made by Judge Massie seconded by Joe Bentley to rehire **Jackie Stafford**, reporting to the Jailer, to oversee the Inmate Work Program and Solid Waste Program effective May 29, 2012 at \$13.00 per hour and waive the 6 months probationary period.

Vote: Thomas Massie	yes
Milt Stanfield	no
Paul Bruce Swearingen	no
Joe Bentley	yes

A second motion to hire Jackie Stafford for the Inmate Work Program and Solid Waste Program with pay at \$13.00 per hour was made by Judge Massie and seconded by Joe Bentley. After discussion of the motion, the motion was withdrawn by Judge Massie.

Noting that the vote on the first motion to hire Jackie Stafford resulted in a tie vote, Judge Massie stated that he would issue an order to appoint Jackie Stafford on June 14<sup>th</sup>, 2012 per KRS 67.040 (3) which states:

When there is a tie vote in the fiscal court in the selection of any officer or employee to be selected by the fiscal court, and a deadlock results and continues for fifteen (15) days or longer, the county judge/executive shall cause to be entered upon the minutes of the fiscal court an order reciting the facts as to the deadlock, and the question upon which it has occurred and exists, and thereupon, the county judge/executive shall make such appointment.

Judge Massie also noted that because (1) Jackie Stafford is filling an immediate opening supervising inmates, (2) that staffing numbers are unchanged, and (3) that the inmates must be supervised and recycle materials must be picked up, Jackie Stafford will continue to work until his official appointment on June 14<sup>th</sup>, 2012.

On motion made by Judge Massie, seconded by Joe Bentley with Milt Stanfield, Paul Bruce Swearingen, Joe Bentley and Thomas Massie voting yes to **adjourn** the meeting.